
MEMORANDUM

TO: Shawn Garvin
THROUGH: Michelle Jacobs
David F. Fees
Valerie Gray
FROM: Lauren DeVore
SUBJECT: SAN # 2018-04 – 7 DE Admin. Code 1126 Motor Vehicle Emissions Inspection Program (Sussex County)
DATE: April 2nd, 2018

- The Delaware Division of Air Quality (DAQ) is proposing to update its Regulation 1126 Motor Vehicle Emissions Inspection Program. The purpose of this action is to amend Regulation 1126 for Sussex County registered vehicles by harmonizing emissions testing as cohesive statewide program.
- The proposed amendments will establish identical emissions testing requirements for Delaware's three counties as well as exempt the first seven model years of a vehicle pursuant to House Bill 246 - an act to amend Title 21 of the Delaware Code relating to Registration, Title, and Licenses of Motor Vehicles.
 - These amendments include the On-Board Diagnostic (OBD) emissions testing for 1996 and newer vehicles registered in Sussex County.
 - Require certified emission repair technicians to perform and certify repairs to OBD equipped vehicles if a waiver from testing requirements is sought.
- The companion regulation (7 DE Admin Code 1131) for New Castle and Kent Counties will reflect similar amendments by removing the emissions testing requirements – pressure and two speed idle tests for 1995 and older vehicles.
- Regulation 1126 was last amended on 2/12/2001.
- The regulated community is comprised of Delaware registered vehicle owners in Sussex County.
- The Department believes that the holding of workshops and educational outreach in Sussex County will provide adequate opportunity for public education, review, and comment as this is the location where the most significant changes to the current inspection and maintenance program will be made.